

COMPLAINT

(for filers who are prisoners without lawyers)

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF WISCONSIN

(Full name of plaintiff)

Jemaine T Pate

v.

Case Number:

(Full name of defendant(s))

C.O. L. Guerrero

(to be supplied by Clerk of Court)

A. PARTIES

1. Plaintiff is a citizen of Wisconsin, and is located at
(State)

C.C.I P.O Box 900 Portage, WI 53901-0900
(Address of prison or jail)

2. Defendant Guerrero
(Name)

is (if a person or private corporation) a citizen of Wisconsin
(State, if known)

and (if a person) resides at _____
(Address, if known)

and (if the defendant harmed you while doing the defendant's job)

worked for Milwaukee Secure Detention Facility, Milwaukee, WI 53205
(Employer's name and address, if known)

(If you need to list more defendants, use another piece of paper.)

B. STATEMENT OF CLAIM

On the space provided on the following pages, tell:

1. Who violated your rights;
2. What each defendant did;
3. When they did it;
4. Where it happened; and
5. Why they did it, if you know.

On 7-11-22 I Jermaine Pate at M.S.D.F in RHU cell 24 at 2:00pm.
2:20pm C.O Guerrero came to my cell with culpable state of mind. I
ask Guerrero for exchange of toothpaste, Guerrero ask me why I
call him Name's after telling Guerrero I didn't call him Name's Guerrero
opened my cell trap door as I tried to give the old tube up
Guerrero maliciously and sadistically slammed my cell
cell trap door on both my forearms and leaned with his
body weight and force with my arm's pinned in between
the trap door for several minutes, I screamed out in
excruciating pain begging him release my arm's. Guerrero
retaliated against me for threats I never made, the unnecessary
and unwanted infliction of pain cause me on-going pain in my

forearm's, I was subject to cruel and unusual Punishment,
Once my arm's was release I was by H.S.U and was scheduled
to see the doctor for x-rays and on-going Pain
where I was Provided Naproxen and meloxicam for
the Pain in my forearm's. Prior to this incident I suffered
from Nerve damage Already. ALSO, C.O Joshua Padilla
was a witness to Guerrero actions

C. JURISDICTION



I am suing for a violation of federal law under 28 U.S.C. § 1331.

OR



I am suing under state law. The state citizenship of the plaintiff(s) is (are) different from the state citizenship of every defendant, and the amount of money at stake in this case (not counting interest and costs) is \$_____.

D. RELIEF WANTED

Describe what you want the Court to do if you win your lawsuit. Examples may include an award of money or an order telling defendants to do something or to stop doing something.

Due to Guerrero reckless and outrageous conduct I'm asking
to be awarded compensatory damages of 3.5 million and
Punitive Damages of 4 million. Guerrero reckless conduct
cause me Emotional distress, on-going Pain in my forearms
and Psychological trauma and mental anguish

E. JURY DEMAND

I want a jury to hear my case.

☒ - YES

☐ - NO

I declare under penalty of perjury that the foregoing is true and correct.

Complaint signed this 5th day of december 2022.

Respectfully Submitted,

Jemaine Pate
Signature of Plaintiff

599653

Plaintiff's Prisoner ID Number

Columbia Correctional Institution

PO Box 900 Portage, WI 53901-0900

(Mailing Address of Plaintiff)

REQUEST TO PROCEED IN DISTRICT COURT WITHOUT PREPAYING THE FULL FILING FEE

☒ I DO request that I be allowed to file this complaint without paying the filing fee. I have completed a Request to Proceed in District Court without Prepaying the Full Filing Fee form and have attached it to the complaint.

☐ I DO NOT request that I be allowed to file this complaint without prepaying the filing fee under 28 U.S.C. § 1915, and I have included the full filing fee with this complaint.